

**BOARD OF COUNTY COMMISSIONERS
LAKE COUNTY, FLORIDA**

REGULAR MEETING

JANUARY 10, 2006

COUNTY COMMISSIONERS

**Catherine C. Hanson, Chairman
Welton G. Cadwell, Vice Chairman
Jennifer Hill, District #1
Robert A. Pool, District #2
Debbie Stivender, District #3**

**Cindy Hall, County Manager
Sanford A. Minkoff, County Attorney
James C. Watkins, Clerk to the Board**

DISCLAIMER

This booklet has been prepared for the convenience of the Board of County Commissioners in discussing matters before them. Every effort has been made to include all items to be discussed at this Board of County Commissioners meeting, however, Commissioners may add items, which are not a part of this Agenda, or items may be removed from consideration. While it has been the goal to present error-free information, we do not represent that documentation is without errors or omissions.

As a part of any public and formal meeting, the Board of County Commissioners may, from time to time, schedule a workshop during which they will receive information from staff, have discussions with staff and among themselves, and then proceed to give staff direction on the subject matter being discussed unless otherwise shown on the Agenda item. These discussions and workshops do not take the place of the formal public hearing process during which all public comment and formal action is taken.

The Board and staff welcome written comments prior to workshops and other meetings. If you have comments or questions regarding the subject matter of any Board action or workshop, please deliver your written comments to appropriate County staff or mail to the Board of County Commissioners, Post Office Box 7800, Tavares, FL 32778.

ITEMIZED AGENDA

January 10, 2006

9:00 A.M. Invocation

Pledge of Allegiance

I. AGENDA UPDATE

Discussion regarding proposed revisions to today's Agenda.

II. MINUTE APPROVAL

Tab 1 Approval of the following Minutes:

November 15, 2005	Regular Meeting
November 18, 2005	Special Joint Meeting

III. CLERK OF COURT'S CONSENT AGENDA

Tab 2 Approval of Clerk of Courts' Consent Agenda (Items 1 through 10):

1. Request to acknowledge receipt of list of checks or warrants paid prior to this meeting, pursuant to Chapter 135.06(1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in Board Support Division of the Clerk's Office – Acknowledge receipt.
2. Contractor Bonds – New, Cancellations, and Riders - Approval.
3. Monthly Distribution of Revenue Traffic/Criminal Cases for the Month Ending November 30, 2005. Disbursement due to Board: \$145,405.58. Same period, last year - \$102,084.19 – Acknowledge receipt.
4. Unclaimed excess proceeds for tax totaling \$4,834.55. Transfer funds from Clerk's account to the Board of County Commissioners' account – Acknowledge receipt.

5. Received from the Department of Community Affairs a copy of a letter to Jonathan T. Johnson, Hopping Green & Sams, P.A., regarding Arlington Ridge Community Development District Established by City of Leesburg Ordinance Number 03-94 – Acknowledge receipt.
6. Received from the City of Clermont a copy of Ordinance 538-M which annexes a vacant parcel of land into the City limits, as described – Acknowledge receipt.
7. Received from City of Fruitland Park, Florida, Resolution 2005-019, closing and vacating Harris Street (Oak Forest Subdivision). Passed and resolved the 10th day of November 2005, by the City Commission of the City of Fruitland Park, Florida – Acknowledge receipt.
8. Received from Brendenwood Water System, Inc., PSC Number WU020, a Class C water utility located in Grand Island, Florida, (Lake County) notice of application to the Florida Public Service Commission (Re: Docket Number 050880-WU) for a limited alternative rate increase in conformance with Rule 25-30.457(10), Florida Administrative Code – Acknowledge receipt.
9. Received from the Town of Lady Lake: Ordinance Number 2005-47, establishing a Lady Lake Parks and Recreation Advisory Committee, passed and duly adopted November 3, 2005; Ordinance Number 2005-51, amending the Town of Lady Lake Land Development Regulations (Ordinance Number 94-08), passed and ordained the 17th day of November 2005; Ordinance Number 2005-55, amending Ordinance Number 2005-28, establishing a Lady Lake Beautification Committee, passed and ordained the 3rd day of November 2005 – Acknowledge receipt.
10. Received from the Florida Public Service Commission – Notice of Workshop to Investor-Owned Electric Utilities, Municipal Electric Utilities, Rural Electric Cooperatives, Local Governments, Experts on Electric System Design and Operations and All Other Interested Parties, 9:00 a.m., January 23, 2006, Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida – Acknowledge receipt.

RECOMMENDATION: Approval

IV. COUNTY MANAGER'S CONSENT AGENDA (Tab 3 through 25)

A. Budget

Tab 3

1. Resolution to amend the General Fund in order to receive unanticipated revenue for Fiscal Year 2005-2006 in the amount of \$800.00 deposited into Disaster Volunteer Management Program and provide appropriations for the disbursement for Travel and Per Diem (\$500.00), and Other Current Charges and Obligations (\$300.00). Funds have been awarded from the Operation Step Up Grant, Disaster Volunteer Management initiative.

RECOMMENDATION: Approval

2. Resolution to amend the General Fund in order to receive unanticipated revenue for Fiscal Year 2005-2006 in the amount of \$61,813.00 deposited into State Alien Assistance Grant and provide appropriations for the disbursement for Transfer – Jail Op Expenses. Funds have been received for housing alien inmates during Fiscal Year 2004. The Sheriff desires to utilize these funds to purchase new radios for the Jail.

RECOMMENDATION: Approval

Tab 4

Approval of very low-income and low-income impact fee waivers as refunds to lenders on behalf of qualified individuals.

RECOMMENDATION: Approval

B. Community Services

Tab 5

Approval to pay \$5,000,000.00 to the Lake-Sumter Community College (LSCC) Foundation to be used as match toward the construction of a joint-use community college/public library on the South Lake campus of LSCC; authorization for the Chairman to sign the Funding Agreement, pending County Attorney approval; approval of the associated budget transfer which utilizes old sales tax funds for this project; approval of the revised capital projects list; and authorization to negotiate a construction and operational management agreement.

RECOMMENDATION: Approval

Tab 6 Approval for the Lake County Department of Community Services, Transportation Disadvantaged staff to apply to the Florida Department of Transportation for the Section 5310 Transit Grant Application FY 2006-2007 and approval and signature on the supporting Resolution.

RECOMMENDATION: Approval

Tab 7 Approval for the Lake County Department of Community Services, Transportation Disadvantaged staff to apply to the Florida Department of Transportation for the Section 5311 Transit Grant Application FY 2006-2007 and approval and signature on the supporting Resolution.

RECOMMENDATION: Approval

C. Economic Development and Tourism

Tab 8 Approval of an Agreement between Lake County and Lake-Sumter Community College (LSCC) for the application for State funding for the development of a Joint Softball Complex to be located at the South Lake Campus of LSCC; approval of a transfer from Resort Tax Special Reserve in the amount of \$1,000,000.00; and approval to deposit with LSCC as a match the sum of \$1,000,000.00 from the Resort Tax Fund Reserve by February 1, 2006.

RECOMMENDATION: Approval

D. Employee Services

Tab 9 Approval to accept the Updated Administrative Services Agreement with WEB-TPA the County's current Health Insurance Third Party Administrator.

RECOMMENDATION: Approval

E. Growth Management

Tab 10 Approval and execution of Release of Fine for property owned by Diamond Coast Investments (previously owned by John R. & Emma Dewey).

RECOMMENDATION: Approval

<u>Tab 11</u>	Approval and execution of Satisfaction and Release of Fine for property owned by Kenneth A. Erickson, Case Number CEB/SM 2002-06-0184.
	RECOMMENDATION: Approval
<u>Tab 12</u>	Approval and execution of Satisfaction and Release of Fine for property owned by Henry E. & Gloria Weatherspoon, Case Number CEB 136-98.
	RECOMMENDATION: Approval
<u>Tab 13</u>	Approval and execution of Satisfaction and Release of Fine for property owned by Devin P. Lewis, Case Number SM 2004080023.
	RECOMMENDATION: Approval
<u>Tab 14</u>	Approval and execution of Satisfaction and Release of Fine for property owned by Ann Marie Crandall, Case Number SM 2004-07-0220.
	RECOMMENDATION: Approval
<u>Tab 15</u>	Approval and execution of Satisfaction and Release of Fine for property owned by Donald E. & Patricia Nicholson, Case Number CEB/SM 2004-10-0162.
	RECOMMENDATION: Approval
<u>Tab 16</u>	Approval and execution of Satisfaction and Release of Fine for property owned by J. R. Etter (previously owned by Kevin & Leanne Chinn), Case Number CEB/SM 2000-11-0177.
	RECOMMENDATION: Approval
<u>Tab 17</u>	Approval and execution of Satisfaction and Release of Fine for property owned by Scott Allan Yingst, Case Number SM 2004030285.
	RECOMMENDATION: Approval

Tab 18 Approval and authorization to evaluate approximately 10 acres of property south of Astor on the St. Johns River for purchase to include in the County's Blueways network as a point of access and a destination. The evaluation will include an appraisal, boundary survey, and environmental assessment.

RECOMMENDATION: Approval

Tab 19 Approval for the County Manager to authorize due diligence evaluations and enter into contracts, contingent upon BCC approval, on potential acquisition lands at the request of the Public Land Acquisition Advisory Council (PLAAC).

RECOMMENDATION: Approval

F. Procurement Services

Tab 20 Approval to declare the items on the attached lists surplus to County needs; authorize the removal of all of the items on the attached lists from the County's official fixed asset inventory system records; and authorize the Interim Procurement Services Director to sign the vehicle titles.

RECOMMENDATION: Approval

Tab 21 Approval and authorization to execute the First Amendment to complete a Change Order to increase the cost of the Fishing Pier at Lake Idamere, Bid Number 05-022, in the amount of \$2,518.00.

RECOMMENDATION: Approval

Tab 22 Approval to award the contract for re-roofing of the Judicial Center to Wharton Smith, Inc. in accordance with RFP Number 03-087 for \$1,252,448.00.

RECOMMENDATION: Approval

Tab 23 Approval to award a sole source contract to HRH/Hunt Insurance Group, Inc./Insurance Carrier – Lexington Insurance Company for catastrophic inmate medical insurance at the cost of \$0.11 (eleven cents) per inmate, per day.

RECOMMENDATION: Approval

G. Public Safety

Tab 24 Approval for the Lake County Department of Public Safety, Fire Rescue Division to sign a Memorandum of Understanding and Letter of Commitment with the State of Florida to provide Type II Technical Rescue Resources under the Department of Homeland Security Domestic Security Grant Program.

RECOMMENDATION: Approval

H. Public Works

Tab 25 Approval of the Amendment to the Agreement between Lake County and Reynolds, Smith, and Hills to continue with the design of Britt Road.

RECOMMENDATION: Approval

V. PERSONAL APPEARANCES/PRESENTATIONS

A. PERSONAL APPEARANCES – 9:00 A.M. or as Soon Thereafter

1. EMPLOYEE AWARDS

Presentation of Award to Employees with Five Years of Service

Tina M. Smith, Senior Landfill Attendant, Environmental Services/Solid Waste Administration

Jack C. Fillman, Chief of Education & EMS, Public Safety/Fire Rescue

Jason R. Rivera, Firefighter/EMT, Public Safety/Fire Rescue

Presentation of Award to Employees with Ten Years of Service

Martin A. Nemecek, Chief Plans Examiner, Growth Management/Building Services/South Lake Annex

Elizabeth N. Wright, Parts Inventory Specialist, Public Works/Fleet Maintenance

Presentation of Award to Employee with Fifteen Years of Service

Rebecca L. Holland, Animal Control Officer, Public Safety/Animal Services

Presentation of Award to Employee with Twenty Years of Service

Michael W. TerMeer, Landfill Supervisor, Environmental Services/Solid Waste Disposal Operations

Presentation of Award to Employee with Twenty Five Years of Service

Linda J. Lorentz, Budget Office Coordinator, Budget

Presentation of Award to Retiring Employee with Thirty Two Years, Eleven Months of Service

Tom Ivey, Chief Mechanic, Public Works/Fleet Management

Presentation of Award to Retiring Employee with Thirty One Years, Six Months of Service

Teri Davis, Administrative Office Associate I, Community Services/Lake Soil & Water

B. PRESENTATIONS – 9:00 A.M. or as Soon Thereafter

1. PRESENTATIONS

Tab 26 **PRESENTATION:** Sustainable Growth by Ernest A. Cox, Florida Stewardship Foundation

Tab 27 **PRESENTATION:** Revised Employee Awards & Recognition Program (STAR) by the Special Thanks and Recognition Team

VI. COUNTY MANAGER'S DEPARTMENTAL BUSINESS (Tab 28 through 31)

A. Budget

Tab 28 Discussion and prioritization of Legislative Positions for 2006.

B. Community Services/Facilities Development and Management

Tab 29 Discussion of current status and options regarding rental properties utilized by the Lake County Health Department.

C. Public Works

Tab 30 Approval and authorization to execute change order number 1 to the Bridges Road Widening & Resurfacing and CR-48 Local Agency Program (LAP) Sidewalk Project Number 2005-01 in the amount of \$201,228.16. Commission District 3.

RECOMMENDATION: Approval

Tab 31 Approval and authorization of signatures on the Resolution and the Supplemental Local Agency Program (LAP) Agreement with the Florida Department of Transportation for CR 48 Paved Shoulders from SR 19 to US 27, FPN 415472-1-A8-01 which was approved by the BCC on January 25, 2005.

RECOMMENDATION: Approval

VII. PUBLIC HEARING

A. PUBLIC HEARING – 9:00 A.M. or as Soon Thereafter

1. PUBLIC HEARING

Tab 32 **PUBLIC HEARING:** Lake County Public Housing Agency (PHA) Annual Plan for Fiscal Year 2005 and Five Year Plan Covering Fiscal Years 2005 through 2009
NOTE: The Resident Member of the PHA Governing Board Must Join the Other Board Members for this Action.

VIII. OTHER BUSINESS (Tab 33)

Tab 33 Approval and execution of Resolution appointing members to the Affordable Housing Advisory Committee.

IX. REPORTS

A. County Attorney (Tab 34)

Tab 34 Approval and execution of Resolution authorizing eminent domain for right of way from Viola Buford in conjunction with Sleepy Hollow Road Realignment Project.

B. County Manager

- C. **Commissioner Hill – District #1**
- D. **Commissioner Pool – District #2**
- E. **Commissioner Stivender – District #3**
- F. **Commissioner Hanson – Chairman and District #4** (Tab 35 through 37)

Tab 35 Approval and execution of Resolution recognizing the efforts of Guardian Ad Litem volunteers (to be presented at the January 17, 2006 BCC Meeting).

Tab 36 Appointment/reappointment of Commissioner liaisons/members for Lake County Boards and Committees and approval and execution of Resolution appointing the Commissioner member to the Tourist Development Council.

Tab 37 Discussion and approval of the School Board's request to place a referendum on the November 7, 2006 ballot, the proposition to authorize and require the School Board to select and appoint a Superintendent of Schools in Lake County.

- G. **Commissioner Cadwell – District #5**

CITIZEN QUESTION AND COMMENT PERIOD

At this point in the meeting, the Board of County Commissioners will hear questions, comments and concerns from the citizens of Lake County. Action will not be taken by the Board at this meeting but questions may be answered by staff or issues may be referred for appropriate staff action. If further action is necessary, the item may be placed on the agenda for further review and consideration. NOTE: Zoning or code enforcement matters which may be coming before the Board at a later date should not be discussed until such time as they come before the Board in a public hearing.

The County Commission reserves the right to move any Agenda item to an earlier time during the day as its schedule permits, except in the case of items and appointments that have been advertised in a newspaper for a specific time.

Pursuant to the provisions of Chapter 286, Florida Statutes, Section 286.0105, if a person decides to appeal any decision made by the County Commission with respect to any matter considered at this Commission meeting, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record may include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities needing assistance to participate in any of these proceeding should contact the Department of Facilities Development and Management at (352) 343-9760, 48 hours in advance of the scheduled meeting.

TENTATIVE AGENDA

JANUARY 17, 2006

8:30 A.M. Value Adjustment Board
or as Soon
Thereafter

9:00 A.M. Regular Meeting

9:00 A.M. PRESENTATION: Resolution Recognizing the Efforts of Guardian Ad Litem Volunteers to
or as Soon Lake County Guardian Ad Litem Volunteers and Supporters
Thereafter

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TENTATIVE AGENDA

JANUARY 24, 2006

9:00 A.M. Regular Meeting (Zoning and Road Vacations)

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TENTATIVE AGENDA

JANUARY 27, 2006

9:00 A.M. BCC Retreat – Location To Be Announced

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TENTATIVE AGENDA

FEBRUARY 7, 2006

9:00 A.M. Regular Meeting

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TENTATIVE AGENDA

FEBRUARY 14, 2006

9:00 A.M. Lake County Day in Tallahassee, Florida (No BCC Meeting)

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TENTATIVE AGENDA

FEBRUARY 21, 2006

9:00 A.M. Regular Meeting

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TENTATIVE AGENDA

FEBRUARY 28, 2006

9:00 A.M. Regular Meeting (Zoning and Road Vacations)

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TENTATIVE AGENDA

MARCH 7, 2006

9:00 A.M. Regular Meeting

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TENTATIVE AGENDA

MARCH 14, 2006

9:00 A.M. Regular Meeting/Tentative